

Robert Guichard

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August 26, 2005

VIA OVERNIGHT EXPRESS

Hon. Bernard Zimmerman
U.S. Magistrate Judge
United States District Court
Federal Building
450 Golden Gate Avenue
San Francisco, CA 94102

Re: Guichard v. Mandalay
C 04-4363 JSW
Settlement Conference: September 23, 2005

Dear Judge Zimmerman:

I am the plaintiff pro se in this action. I am writing you regarding a significant development that has occurred since this matter was set for settlement conference.

On August 22, 2005, Judge White issued an Order dismissing all claims against the Motion Picture Association of America ("MPAA") defendants and four claims against Mandalay and MGM.

I am now in the process of preparing an appeal of this Order. I strongly believe that the court's ruling is seriously flawed and that it will be reversed and remanded by the Ninth Circuit.

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AUG 29 2005
RICHARD W. WIEMANN
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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It was my intention to participate in good faith at the settlement conference and seek a global settlement with all the defendants (including the MPAA defendants). Unfortunately, Judge White's most recent Order makes an equitable resolution of this matter impossible at this time.

In light of the foregoing, I respectfully request that the settlement conference scheduled for September 23, 2005 be adjourned pending final resolution of my appeal of the Judge White's August 22, 2005 Order.

Thank you for your time and consideration.

Sincerely,



Robert Guichard

Copies Via Email: Jacques Rimokh Esq.
Henry Tashman Esq.

DENIED



Bernard Zimmerman
United States Magistrate Judge

Sept 05
Date